

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Zhiyuan GONG *et al.*

Serial No.: 10/605,708

Filed: October 21, 2003

For: CHIMERIC GENE CONSTRUCTS FOR
GENERATION OF FLUORESCENT
TRANSGENIC ORNAMENTAL FISH

Group Art Unit: 1632

Examiner: Anoop Kumar Singh

Atty. Dkt. No.: GLOF:007USC1

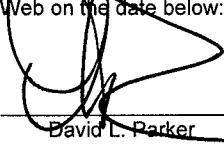
Confirmation No.: 2707

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being
electronically filed with the United States Patent and
Trademark Office via EFS-Web on the date below:

September 17, 2009

Date


David L. Parker

FURTHER SUBMISSION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The above Applicants are herewith submitting additional evidence that is requested to be made of record in the present case.

The required fees in connection with the filing of the enclosed PTO 1449 are being charged to a credit card through EFS-Web concurrently with this submission. The Commissioner is hereby authorized to deduct any underpayment of fees or any additional fees required under 37 C.F.R.

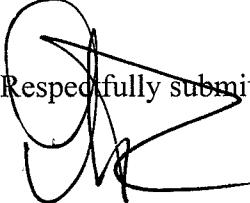
§§ 1.16 to 1.21 in connection with the filing of this paper from Fulbright & Jaworski L.L.P.

Account No.: 50-1212/GLOF:007USC1.

Applicants Remarks begin on page 3 of this document.

REMARKS

Applicants are submitting herewith two additional documents that have been identified that provide further evidence for an early conception of the claimed subject matter. Both of the enclosed documents are internal research papers written by undergraduate students working in the inventors' laboratory and under the inventors' direction and control. In particular, these documents demonstrate early work conducted under the inventors' direction and control with respect to the isolation and characterization of the zebrafish myosin light chain promoter and the zebrafish skeletal muscle-specific promoter. These documents were not distributed outside of the inventors' department and were not in any way catalogued or placed into the library of the underlying institution, the National University of Singapore. The Examiner is requested to consider and make these documents of record.

Respectfully submitted,


David L. Parker
Reg. No. 32,165
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201

Date: September 17, 2009